



ARNOLD & PORTER

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January 13, 2003

Commissioner for Patents
Washington, D.C. 20231

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JAN 16 2003
TECH CENTER 1600/2900

Re: U.S. Patent Application No. 09/394,745
Filed: September 15, 1999
Title: **Nucleic Acid Molecules and Other Molecules Associated with Plants**
Inventors: Dane K. FISHER *et al.*
Atty. Docket: 16517.001/38-21(15454)B

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (USPTO):

1. Appointment of Associate Attorneys;
2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in duplicate); and
3. Return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants request that the \$320.00 fee for filing a notice of appeal be charged to Deposit Account No. 50-2387, referencing matter number 16517.001/15454B.

It should be noted that Applicants filed a Petition for one-month extension of time on January 10, 2003, thereby extending the deadline for filing this Notice of Appeal to January 11, 2003.

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In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 16517.001/15454B. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D. R. Marsh". The signature is fluid and cursive, with the first name "D" being particularly large and stylized.

David R. Marsh (Reg. No. 41,408)
Holly Logue Prutz (Reg. No. 47,755)

Attachments